

Evicted Tenants (Ireland) Bill.

ARRANGEMENT OF CLAUSES.

Clause.

1. Re-enactment of 54 & 55 Vict. c. 48. s. 13 as to purchase of their holdings by former tenants.
 2. Land Commission to act as arbitrators.
 3. To advance money for rebuilding and other purposes.
 4. Provision of funds for foregoing purposes.
 5. Short title.
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FOR

The Reinstatement of the Evicted Tenants in Ireland, A.D. 1901.
and for other purposes.

BE it enacted by the King's most Excellent Majesty, by and with the advice and consent of the Lords Spiritual and Temporal, and Commons, in this present Parliament assembled, and by the authority of the same, as follows:—

- 5 **1.** Section thirteen of the Purchase of Land (Ireland) Act, 1891, is hereby re-enacted, save that the words "within six months of the passing of this Act" shall be omitted, and such re-enactment as aforesaid shall remain in full force and effect for a period of *two years* from the commencement of this Act.
- 10 **2.—(1.)** Where the tenancy of a holding has been determined at any time after the first day of May one thousand eight hundred and seventy-nine, the landlord or the former tenant of the holding, or both jointly, may, within *two years* of the commencement of this Act, apply in the prescribed manner to the Land Commission
- 15 to act as arbitrators, with a view to the reinstatement of the former tenant in the holding or with a view to the purchase of the holding by the former tenant.

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- (2.) Upon such application, whether for reinstatement or for sale, and whether made by the landlord or by the former tenant of the
- 20 holding, or by both jointly, the Land Commission may, after making such inquiry as they think advisable, and giving both parties an opportunity of being heard, make an order reinstating the former tenant in the holding in a tenancy of the same kind as he previously had in the holding, on such terms as to rent as may seem just to
- 25 them; and such order shall have the effect of a writ for the delivery of possession, and shall be executed by the sheriff in like manner. Or the Land Commission may, with the consent of the landlord, order that the holding shall be sold to the former tenant, and may

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A.D. 1901. order an advance for the purpose of the sale in like manner as if an agreement had been made under section thirteen of the Purchase of Land (Ireland) Act, 1891, as re-enacted by this Act.

(3.) Every order under this section shall be binding upon all persons and be final and conclusive.

(4.) For the purposes of this section the expression "former tenant" shall include the heir or personal representative as the case may be of the former tenant.

To advance money for rebuilding and other purposes.

3.—(1.) The Land Commission, when making an order for the reinstatement of a former tenant in a holding, or fixing the price for the purchase of a holding by a former tenant, shall consider whether any sum should be paid to the landlord on account of arrears of rent or of costs in connexion with the holding, and may fix the sum to be so paid, not exceeding a sum equal to the amount of two years former rent of the holding, and may, if they think fit, pay this sum to the landlord out of the moneys at their disposal for the purposes of this Act. Except as respects any sum so to be paid, the landlord shall not, after an absolute order for a reinstatement is made, have any claim on account of arrears of rent or of costs in connexion with the holding.

(2.) If, owing to the destruction or dilapidation of the buildings on the holding, or the inability of the former tenant to acquire seed, it seems expedient to the Land Commission that a free grant should be made to assist the former tenant in rebuilding or repairing such buildings or acquiring seed, they may grant to the former tenant for such purpose a sum not to exceed *one hundred pounds* out of the moneys at their disposal for the purposes of this Act.

(3.) Where the holding is in possession of a new tenant or other occupier when the order for reinstatement or sale is made, the court may award to such new tenant or occupier such sum, if any, by way of compensation for disturbance as seems just to them, and such sum may be paid by the court out of the moneys at their disposal for the purposes of this Act.

Provision of funds for foregoing purposes

4.—(1.) For the purposes of the preceding sections of this Act, the sum of *one hundred thousand pounds* shall be charged on the Irish Church Temporalities Fund, and placed at the disposal of the Irish Land Commission for the purposes of this Act.

(2.) The Irish Land Commission may with the consent of the Treasury borrow the whole or any part of such sum on the security of the said fund.

32 & 33 Vict. c. 42

(3.) Sections fifty-nine to sixty-four of the Irish Church Act, 1869, as amended by the Irish Church Act Amendment Act, 1881,

shall apply in like manner as if the provisions of this Act were the A.D. 1901.
 provisions referred to in those sections, and the advances may be 44 & 45 Vict.
guaranteed by the Treasury, and the sums required to meet the a. 71
guarantee shall be charged on the Consolidated Fund accordingly.

- 5 5.—(1.) This Act may be cited as the Evicted Tenants Short title.
 (Ireland) Reinstatement Act, 1901.

(2.) This Act and the Land Law Acts may be cited together as
 the Land Law Acts, 1881 to 1901.

